



Jim Petro Auditor of State

STATE OF OHIO

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STATE OF OHIO OFFICE OF THE AUDITOR

JIM PETRO, AUDITOR OF STATE

743 East State Street Athens Mall Suite B Athens, Ohio 45701 Telephone 740-594-3300 800-441-1389 Facsimile 740-594-2100 www.auditor.state.oh.us

# **REPORT OF INDEPENDENT ACCOUNTANTS**

Penn Township Morgan County 57 East State Route 266, SE Stockport, Ohio 43787

To the Board of Trustees:

We have audited the accompanying financial statements of Penn Township, Morgan County, Ohio (the Township), as of and for the years ended December 31, 2001 and 2000. These financial statements are the responsibility of the Township's management. Our responsibility is to express an opinion on these financial statements based on our audit.

We conducted our audit in accordance with auditing standards generally accepted in the United States of America and the standards applicable to financial audits contained in *Government Auditing Standards*, issued by the Comptroller General of the United States. Those standards require that we plan and perform the audit to obtain reasonable assurance about whether the financial statements are free of material misstatement. An audit includes examining, on a test basis, evidence supporting the amounts and disclosures in the financial statements. An audit also includes assessing the accounting principles used and significant estimates made by management, as well as evaluating the overall financial statement presentation. We believe that our audit provides a reasonable basis for our opinion.

As discussed in Note 1, the Township prepares its financial statements on the basis of accounting prescribed or permitted by the Auditor of State, which is a comprehensive basis of accounting other than generally accepted accounting principles.

In our opinion, the financial statements referred to above present fairly, in all material respects, the combined fund cash balances of Penn Township, Morgan County, as of December 31, 2001 and 2000, and its combined cash receipts and disbursements for the years then ended on the basis of accounting described in Note 1.

In accordance with *Government Auditing Standards*, we have also issued our report dated April 23, 2002, on our consideration of the Township's internal control over financial reporting and our tests of its compliance with certain provisions of laws, regulations, contracts and grants. That report is an integral part of an audit performed in accordance with *Government Auditing Standards* and should be read in conjunction with this report in considering the results of our audit.

Penn Township Morgan County Report of Independent Accountants Page 2

This report is intended solely for the information and use of the audit committee, management, the Board of Trustees and other officials authorized to receive this report under Section 117.26, Ohio Revised Code, and is not intended to be and should not be used by anyone other than these specified parties.

Jim Petro Auditor of State

April 23, 2002

### COMBINED STATEMENT OF CASH RECEIPTS, CASH DISBURSEMENTS, AND CHANGES IN FUND CASH BALANCES ALL GOVERNMENTAL AND FIDUCIARY FUND TYPES FOR THE YEAR ENDED DECEMBER 31, 2001

	Governmental Fund Types					_				
	G	ieneral		pecial evenue		Debt Service		luciary unds		Totals morandum Only)
Cash Receipts: Local Taxes Intergovernmental Earnings on Investments Other Revenue	\$	11,159 17,643 2,137 789	\$	16,277 55,543 2,364 841	\$	4,800	\$	22	\$	27,436 77,986 4,523 1,630
Total Cash Receipts		31,728		75,025		4,800		22		111,575
Cash Disbursements: Current: General Government Public Safety Public Works Health Debt Service:		22,168 3,489 3,084		9,392 38,418 4,658		0.540				22,168 9,392 41,907 7,742
Redemption of Principal Interest and Fiscal Charges Capital Outlay				10,268		3,518 135				3,518 135 10,268
Total Cash Disbursements		28,741		62,736		3,653		0		95,130
Total Cash Receipts Over/(Under) Cash Disbursements		2,987		12,289		1,147		22		16,445
Fund Cash Balances, January 1		12,258		65,447		1,024		1,356		80,085
Fund Cash Balances, December 31	\$	15,245	\$	77,736	\$	2,171	\$	1,378	\$	96,530

The notes to the financial statements are an integral part of this statement.

### COMBINED STATEMENT OF CASH RECEIPTS, CASH DISBURSEMENTS, AND CHANGES IN FUND CASH BALANCES ALL GOVERNMENTAL AND FIDUCIARY FUND TYPES FOR THE YEAR ENDED DECEMBER 31, 2000

	Governmental Fund Types					_				
	G	eneral	Special Revenue		Debt Service		,		Totals (Memorandur Only)	
Cash Receipts: Local Taxes Intergovernmental Earnings on Investments Other Revenue	\$	10,027 13,634 2,055 175	\$	15,958 58,367 2,225 801	\$	4,800	\$	21	\$	25,985 76,801 4,301 976
Total Cash Receipts		25,891		77,351		4,800		21		108,063
Cash Disbursements: Current: General Government Public Safety Public Works Health Debt Service:		25,072 1,490 3,735		9,420 38,921 4,747						25,072 9,420 40,411 8,482
Redemption of Principal Interest and Fiscal Charges Capital Outlay		2,561		22,250		4,399 401				4,399 401 24,811
Total Cash Disbursements		32,858		75,338		4,800		0		112,996
Total Cash Receipts Over/(Under) Cash Disbursements		(6,967)		2,013		0		21		(4,933)
Fund Cash Balances, January 1		19,225		63,434		1,024		1,335		85,018
Fund Cash Balances, December 31	\$	12,258	\$	65,447	\$	1,024	\$	1,356	\$	80,085

The notes to the financial statements are an integral part of this statement.

### NOTES TO THE FINANCIAL STATEMENTS DECEMBER 31, 2001 AND 2000

# 1. SUMMARY OF SIGNIFICANT ACCOUNTING POLICIES

# A. Description of the Entity

Penn Township, Morgan County (the Township), is a body corporate and politic established to exercise the rights and privileges conveyed to it by the constitution and laws of the State of Ohio. The Township is directed by a publicly-elected three-member Board of Trustees. The Township provides general governmental services, including road and bridge maintenance, cemetery maintenance, fire protection and emergency medical services. The Township contracts with the Village of Pennsville and the Village of Malta to provide fire services and emergency medical services.

The Township's management believes these financial statements present all activities for which the Township is financially accountable.

# B. Basis of Accounting

These financial statements follow the basis of accounting prescribed or permitted by the Auditor of State, which is similar to the cash receipts and disbursements basis of accounting. Receipts are recognized when received in cash rather than when earned, and disbursements are recognized when paid rather than when a liability is incurred. Budgetary presentations report budgetary expenditures when a commitment is made (i.e., when an encumbrance is approved).

These statements include adequate disclosure of material matters, as prescribed or permitted by the Auditor of State.

### C. Cash and Investments

The certificate of deposit is valued at cost. All other cash assets are maintained in an interestbearing checking account.

### D. Fund Accounting

The Township uses fund accounting to segregate cash and investments that are restricted as to use. The Township classifies its funds into the following types:

### 1. General Fund

The General Fund is the general operating fund. It is used to account for all financial resources except those required to be accounted for in another fund.

### 2. Special Revenue Funds

These funds are used to account for proceeds from specific sources (other than from trusts or for capital projects) that are restricted to expenditure for specific purposes. The Township had the following significant Special Revenue Funds:

*Motor Vehicle License Tax Fund* - This fund receives motor vehicle license tax money for constructing, maintaining and repairing Township roads.

### NOTES TO THE FINANCIAL STATEMENTS DECEMBER 31, 2001 AND 2000

# 1. SUMMARY OF SIGNIFICANT ACCOUNTING POLICIES (Continued)

# D. Fund Accounting (Continued)

# 2. Special Revenue Funds (Continued)

*Road and Bridge Fund* - This fund receives property tax money for constructing, maintaining and repairing Township roads and bridges.

*Cemetery Fund* - This fund receives property tax money for maintaining cemeteries located within the Township.

*Gasoline Tax Fund* - This fund receives gasoline tax money for constructing, maintaining and repairing Township roads.

*Fire Levy Fund* - This fund receives property tax money for the purpose of providing fire protection for the residents of the Township.

# 3. Debt Service Funds

The debt service fund is used to accumulate resources for the payment of bonds and note indebtedness. The Township had the following significant Debt Service Fund:

*General Note Retirement Fund* - This fund receives distributions of gasoline tax money to retire debt incurred by the Township for road maintenance.

# 4. Fiduciary Funds (Trust Funds)

These funds are used to account for resources restricted by legally binding trust agreements. The Township had the following significant Fiduciary Fund:

*Cemetery Bequest Fund* - This Nonexpendable Trust Fund receives interest from a certificate of deposit to pay for the cost of maintaining the Township's cemeteries.

### E. Budgetary Process

The Ohio Revised Code requires that each fund be budgeted annually.

### 1. Appropriations

Budgetary expenditures (that is, disbursements and encumbrances) may not exceed appropriations at the fund, function or object level of control, and appropriations may not exceed estimated resources. The Board of Trustees must annually approve appropriation measures and subsequent amendments. The County Budget Commission must also approve the annual appropriation measure. Appropriations lapse at year end.

### 2. Estimated Resources

Estimated resources include estimates of cash to be received (budgeted receipts) plus cash as of January 1. The County Budget Commission must also approve estimated resources.

## NOTES TO THE FINANCIAL STATEMENTS DECEMBER 31, 2001 AND 2000

# 1. SUMMARY OF SIGNIFICANT ACCOUNTING POLICIES (Continued)

# E. Budgetary Process (Continued)

# 3. Encumbrances

The Ohio Revised Code requires the Township to reserve (encumber) appropriations when individual commitments are made. Encumbrances outstanding at year-end are canceled and reappropriated in the subsequent year. The Township did not encumber all commitments required by Ohio law.

A summary of 2001 and 2000 budgetary activity appears in Note 3.

# F. Property, Plant and Equipment

Acquisitions of property, plant and equipment are recorded as disbursements when paid. These items are not reflected as assets on the accompanying financial statements.

# 2. EQUITY IN POOLED CASH AND INVESTMENTS

The Township maintains a cash and investments pool used by all funds. The Ohio Revised Code prescribes allowable deposits and investments. The carrying amount of cash and investments at December 31 was as follows:

	 2001	2000		
Demand deposits	\$ 96,530	\$	79,585	
Certificate of deposit	 		500	
Total deposits	\$ 96,530	\$	80,085	

**Deposits:** Deposits are insured by the Federal Deposit Insurance Corporation.

# 3. BUDGETARY ACTIVITY

Budgetary activity for the years ending December 31, 2001 and 2000, follows:

2001 Budgeted vs. Actual Receipts								
	Budgeted			Actual				
Fund Type	Receipts		eceipts Receipts		Receipts Receip		V	ariance
General	\$	29,007	\$	31,728	\$	2,721		
Special Revenue		80,520		75,025		(5,495)		
Debt Service		4,800		4,800		0		
Fiduciary		26		22		(4)		
Total	\$	114,353	\$	111,575	\$	(2,778)		

# NOTES TO THE FINANCIAL STATEMENTS DECEMBER 31, 2001 AND 2000

# 3. BUDGETARY ACTIVITY (Continued)

2001 Budgeted vs. Actual Budgetary Basis Expenditures								
	Appropriation		Βι	udgetary				
Fund Type	Authority		Expenditures		es Variano			
General	\$	42,914	\$	28,741	\$	14,173		
Special Revenue		143,967		62,736		81,231		
Debt Service		5,000		3,653		1,347		
Fiduciary		500		0		500		
Total	\$	192,381	\$	95,130	\$	97,251		

2000 Budgeted vs. Actual Receipts								
	Budgeted			Actual				
Fund Type	Receipts		Rece		eceipts Receipts		Va	ariance
General	\$	25,600	\$	25,891	\$	291		
Special Revenue		73,300		77,351		4,051		
Debt Service	4,800			4,800		0		
Fiduciary		26		21		(5)		
Total	\$	103,726	\$	108,063	\$	4,337		

#### 2000 Budgeted vs. Actual Budgetary Basis Expenditures Appropriation Budgetary Fund Type Authority Expenditures Variance General \$ 44,809 \$ 32,858 \$ 11,951 Special Revenue 136,341 75.338 61.003 4,800 Debt Service 5.000 200 Fiduciary 500 0 500 Total 186,650 112,996 \$ 73,654 \$ \$

# 4. PROPERTY TAX

Real property taxes become a lien on January 1 preceding the October 1 date for which rates are adopted by Board of Trustees. The State Board of Tax Equalization adjusts these rates for inflation. Property taxes are also reduced for applicable homestead and rollback deductions. Homestead and rollback amounts are then paid by the State, and are reflected in the accompanying financial statements as Intergovernmental Receipts. Payments are due to the County by December 31. If the property owner elects to make semiannual payment, the first half is due December 31. The second half payment is due the following June 20.

Public utilities are also taxed on personal and real property located within the Township.

Tangible personal property tax is assessed by the property owners, who must file a list of such property to the County by each April 30.

The County is responsible for assessing property, and for billing, collecting, and distributing all property taxes on behalf of the Township.

### NOTES TO THE FINANCIAL STATEMENTS DECEMBER 31, 2001 AND 2000

# 5. RETIREMENT SYSTEMS

The Township's officials and employees belong to the Public Employees Retirement System (PERS) of Ohio. PERS is a cost-sharing, multiple-employer plan. This plan provides retirement benefits, including postretirement healthcare, and survivor and disability benefits to participants as prescribed by the Ohio Revised Code.

Contribution rates are also prescribed by the Ohio Revised Code. For 2001 and 2000, members of PERS contributed 8.5% of their gross salaries. The Township contributed an amount equal to 13.55% of participants' gross salaries for 2001 and from January 1, 2000 through June 30, 2000. PERS temporarily reduced the employer contribution rate to 8.13%, effective July 1, 2000 through December 31, 2000. The Township has paid all contributions required through December 31, 2001.

### 6. RISK MANAGEMENT

### **Risk Pool Membership**

The Township belongs to the Ohio Township Association Risk Management Authority (OTARMA), a risk-sharing pool available to Ohio townships. OTARMA provides property and casualty coverage for its members. OTARMA is a member of the American Public Entity Excess Pool (APEEP). Member governments pay annual contributions to fund OTARMA. OTARMA pays judgments, settlements and other expenses resulting from covered claims that exceed the members' deductibles.

### Casualty Coverage

OTARMA retains casualty risks up to \$250,000 per occurence. Claims exceeding \$250,000 are reinsured with APEEP up to \$1,750,000 per claim and \$5,000,000 in the aggregate per year. Governments can elect additional coverage, from \$2,000,000 to \$10,000,000, from the General Reinsurance Corporation.

If losses exhaust OTARMA's retained earnings, APEEP covers OTARMA losses up to \$5,000,000 per year, subject to a per-claim limit of \$2,000,000.

### Property Coverage

OTARMA retains property risks including automobile physical damage up to \$100,000 on any specific loss. The Travelers Indemnity Company reinsures specific losses exceeding \$100,000. The Travelers Indemnity Company also provides aggregate excess coverage for property including automobile physical damage subject to an annual stop loss. When the stop loss is reached in any year, The Travelers Indemnity Company provides coverage in excess of \$10,000.

The aforementioned casualty and property reinsurance agreements do not discharge OTARMA's primary liability for claims payments on covered losses. Claims exceeding coverage limits are the obligation of the respective government.

### NOTES TO THE FINANCIAL STATEMENTS DECEMBER 31, 2001 AND 2000

# 6. **RISK MANAGEMENT (Continued)**

# **Financial Position**

OTARMA's financial statements (audited by other accountants) conform with generally accepted accounting principles, and reported the following assets, liabilities, and retained earnings at December 31, 2001 and 2000 (the latest years available):

<u>Casualty Coverage</u> Assets	<u>2001</u> \$23,703,776	<u>2000</u> \$22,684,383
Liabilities	9,379,003	8,924,977
Retained earnings	\$14,324,773	\$13,759,406
Property Coverage	<u>2001</u>	<u>2000</u>
Assets	\$5,011,131	\$4,156,784
Liabilities	647,667	497,831
Retained earnings	\$4,363,464	\$3,658,953



STATE OF OHIO OFFICE OF THE AUDITOR

JIM PETRO, AUDITOR OF STATE

743 East State Street Athens Mall Suite B Athens, Ohio 45701 Telephone 740-594-3300 800-441-1389 Facsimile 740-594-2110 www.auditor.state.oh.us

# REPORT OF INDEPENDENT ACCOUNTANTS ON COMPLIANCE AND ON INTERNAL CONTROL REQUIRED BY GOVERNMENT AUDITING STANDARDS

Penn Township Morgan County 57 East State Route 266 SE Stockport, Ohio 43787

To the Board of Trustees:

We have audited the accompanying financial statements of Penn Township, Morgan County, Ohio (the Township), as of and for the years ended December 31, 2001 and 2000, and have issued our report thereon dated April 23, 2002. We conducted our audit in accordance with auditing standards generally accepted in the United States of America and the standards applicable to financial audits contained in *Government Auditing Standards*, issued by the Comptroller General of the United States.

# Compliance

As part of obtaining reasonable assurance about whether the Township's financial statements are free of material misstatement, we performed tests of its compliance with certain provisions of laws, regulations, contracts and grants, noncompliance with which could have a direct and material effect on the determination of financial statement amounts. However, providing an opinion on compliance with those provisions was not an objective of our audit and, accordingly, we do not express such an opinion. The results of our tests disclosed instances of noncompliance that are required to be reported under *Government Auditing Standards*, which are described in the accompanying Schedule of Findings as items 2001-41058-001 and 2001-41058-002. We also noted certain immaterial instances of noncompliance that we have reported to management of the Township in a separate letter dated April 23, 2002.

# Internal Control Over Financial Reporting

In planning and performing our audit, we considered the Township's internal control over financial reporting in order to determine our auditing procedures for the purpose of expressing our opinion on the financial statements and not to provide assurance on the internal control over financial reporting. Our consideration of the internal control over financial reporting that might be material weaknesses. A material weakness is a condition in which the design or operation of one or more of the internal control components does not reduce to a relatively low level the risk that misstatements in amounts that would be material in relation to the financial statements being audited may occur and not be detected within a timely period by employees in the normal course of performing their assigned functions. We noted no matters involving the internal control over financial reporting and its operation that we consider to be material weaknesses. However, we noted other matters involving the internal control over financial reporting the internal control over financial reporting and its operation that we consider to be material weaknesses. However, we noted other matters involving the internal control over financial reporting that do not require inclusion in this report, that we have reported to management of the Township in a separate letter dated April 23, 2002.

Penn Township Morgan County Report of Independent Accountants on Compliance and on Internal Control Required by *Government Auditing Standards* Page 2

This report is intended solely for the information and use of the audit committee, management, and the Board of Trustees, and is not intended to be and should not be used by anyone other than these specified parties.

Jim Petro Auditor of State

April 23, 2002

### SCHEDULE OF FINDINGS DECEMBER 31, 2001 AND 2000

# FINDINGS RELATED TO THE FINANCIAL STATEMENTS REQUIRED TO BE REPORTED IN ACCORDANCE WITH GAGAS

### FINDING NUMBER 2001-41058-001

# **Noncompliance Citation**

Ohio Rev. Code Section 5705.41(D) states that no subdivision or taxing unit shall make any contract or order any expenditure of money unless there is attached thereto a certificate of the fiscal officer of the subdivision that the amount required to meet the same has been lawfully appropriated for such purpose and is in the treasury or in the process of collection to the credit of an appropriate fund free from any previous encumbrance. Every such contract made without such a certificate shall be null and void and no warrant shall be issued in payment of any amount due thereon.

The following exceptions to this basic requirement are provided by statute:

- "Then and Now Certificate": This exception provides that, if the fiscal officer can certify that both at the time that the contract or order was made and at the time that he is completing his certification, sufficient funds were available or in the process of collection, to the credit of a proper fund, properly appropriated and free from any previous encumbrance, the taxing authority can authorize the drawing of a warrant. The taxing authority has 30 days from the receipt of such certificate to approve payment by resolution or ordinance. If approval is not made within 30 days, there is no legal liability on the part of the subdivision or taxing district.
- Amounts of less than \$1,000 may be paid by the fiscal officer without such affirmation of the taxing authority upon completion of the "then and now" certificate, provided that the expenditure is otherwise lawful. This does not eliminate any otherwise applicable requirement for approval of expenditures by the taxing authority.

During the audit period, 90% or more of the expenditures tested did not have the prior certification of the Clerk. This could result in the Township spending more money than what is available.

We recommend the Township obtain the prior certification of the Clerk before an obligation is incurred.

# FINDING NUMBER 2001-41058-002

# Finding for Adjustment

Ohio Rev. Code Section 505.24 states that the Township Trustees shall be paid from the Township General Fund or from such other Township funds in such proportions as the Board may specify by resolution. The salary resolution must allocate the salary distribution from various funds in the same proportion as the Trustees' service bears to the activities supported by such funds, as determined by the Board.

During our audit, we noted that the Trustees were paid a combined total of \$18,687 in 2001 and \$18,141 in 2000. For both years, 33% of the Trustees' salaries were paid from Motor Vehicle License Tax Fund, and 67% was paid from the Gasoline Tax Fund. There was no resolution in effect which indicated that Trustees' salaries should be paid from any fund other than the General Fund.

## SCHEDULE OF FINDINGS DECEMBER 31, 2001 AND 2000 (Continued)

# FINDINGS RELATED TO THE FINANCIAL STATEMENTS REQUIRED TO BE REPORTED IN ACCORDANCE WITH GAGAS (Continued)

### FINDING NUMBER 2001-41058-002 (Continued)

### Finding for Adjustment (Continued)

The Trustees' believed that 10% of their salaries should be paid from the General Fund, 30% from the Motor Vehicle License Tax Fund, and 60% from the Gasoline Tax Fund, based upon the estimated level of service provided by the Trustees during the audit period. Based upon these percentages, a combined total of \$1,869 in 2001 and \$1,814 in 2000 should have been paid from the General Fund.

In accordance with the foregoing facts, and pursuant to Ohio Rev. Code Section 505.24, a Finding for Adjustment for monies illegally expended is hereby issued against the General Fund in the amount of \$3,683, and in favor of the Motor Vehicle License Tax Fund for \$1,228 and the Gasoline Tax Fund for \$2,455, respectively, as of December 31, 2001.

These adjustments are reflected in the accompanying financial statements, and the Township has now recorded them in their books and records. The Trustees adopted a retroactive resolution for these amounts in their April 2002 meeting.

# SCHEDULE OF PRIOR AUDIT FINDINGS DECEMBER 31, 2001 AND 2000

Finding Number 1999-41058-001	Finding Summary A material noncompliance citation was issued under Ohio	Fully Corrected? No	Not Corrected, Partially Corrected; Significantly Different Corrective Action Taken; or Finding No Longer Valid; <i>Explain</i> : Not Corrected:
	Rev. Code Section 5705.41(D) for failing to properly encumber funds prior to expenditure in 1998 and 1999.		Repeated in the current audit as finding 2001-41058-001.
1999-41058-002	A material noncompliance citation was issued under Ohio Admin. Code Section 117-3-09 for failing to properly maintain the receipts ledger in 1998 and 1999.	No	Not Corrected: Repeated in the current audit as a Management Letter comment.
1999-41058-003	A material noncompliance citation was issued under Ohio Admin. Code Section 117-3-11 for failing to properly maintain the appropriations ledger in 1998 and 1999.	Νο	Not Corrected: Repeated in the current audit as a Management Letter comment.



STATE OF OHIO OFFICE OF THE AUDITOR

JIM PETRO, AUDITOR OF STATE

88 East Broad Street P.O. Box 1140 Columbus, Ohio 43216-1140

Telephone 614-466-4514 800-282-0370

Facsimile 614-466-4490

**PENN TOWNSHIP** 

# **MORGAN COUNTY**

# **CLERK'S CERTIFICATION**

This is a true and correct copy of the report which is required to be filed in the Office of the Auditor of State pursuant to Section 117.26, Revised Code, and which is filed in Columbus, Ohio.

Susan Babbett

CLERK OF THE BUREAU

CERTIFIED JUNE 4, 2002